

THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD  
MONDAY, MARCH 20, 2000 AT 1:30 P.M.

The Meeting was called to order at 1:30 p.m. Present: Council Chairperson Seng; Council Members: Fortenberry, Johnson, McRoy, Shoecraft; Paul A. Malzer, Jr., City Clerk; Camp, Cook, Fortenberry, & Shoecraft tardy.

The Council stood for a moment of silent meditation.

READING OF THE MINUTES

MCROY Having been appointed to read the minutes of the City Council proceedings of March 13, 2000, reported having done so, found same correct.

Seconded by Shoecraft & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

PUBLIC HEARING

City Clerk: Before I get to the Public Hearing portion just a reminder on Item No. 36 that is on our Pending List, Special Permit 1423C a Himark Estates Community Unit Plan. That particular item does not have public hearing today. Last week, Monday, on the 13th, Council voted for this item to remain on Pending. That's Item 36, Special Permit 1423C. No public hearing today on that item.

VACATING A PORTION OF THE SOUTHERN 5 FEET 6 INCHES OF "Q" ST. BETWEEN 11TH & 12TH ST. ADJACENT TO THE PREVIOUSLY VACATED AREA IN LOT 1, QUE PLACE ADD. - Tim O'Neill, Harding, Schulz, & Downs, 800 Lincoln Square, 121 S. 13th St.: I've been here more times, I think, on this project than any other. Any questions you have on why we're doing this again?

This matter was taken under advisement.

ACCEPTING & APPROVING THE PRE. PLAT OF MEINTS ADD. INCLUDING A WAIVER OF THE REQUIREMENT THAT THE CENTERLINE GRADE OF STREETS WITHIN THE FLOODPLAIN BE NOT MORE THAN 1 FT. BELOW THE 50 YR. FREQUENCY FLOOD ELEVATION, ON PROPERTY GENERALLY LOCATED AT 23RD & CORNHUSKER HWY. - J.D. Burt, Design Associates, 1609 N Street: The plat you have before you in Meints Addition is generally known as Singer Auto Parts salvage yard that has been an institution on Cornhusker Highway for a number of years. If you've driving down Cornhusker Highway you'll see that most everything is gone and we're looking forward to redevelopment of the property and would ask for your support with the approval of this plat. I'd be happy to answer any questions.

Coleen Seng, Council Member: J.D. several people have asked me what's going in there. Are you at liberty to say yet?

Mr. Burt: The plan that we submitted as part of the plat that's required by the subdivision ordinance includes two pad sites; one is a bank and the other is a fast food restaurant. What I would suggest is that, when you put together these plans initially you anticipate certain uses and sometimes those uses come about and sometimes they don't. What you may see is where staff may see an altered plan in the future that shows a retail instead of restaurants or may see office instead of retail, but it's (inaudible) Thank you.

This matter was taken under advisement.

RENEWING THE GOLF LICENSE AGRMT. WITH PGA PROFESSIONAL DALE HARDY AT AGER JUNIOR GOLF COURSE FOR A 2-YR. PERIOD EXPIRING 12/1/02;

RENEWING THE GOLF LICENSE AGRMT. WITH PGA PROFESSIONAL DAN WILLIAMS AT HIGHLANDS GOLF COURSE FOR A 3-YR. PERIOD EXPIRING MAY 1, 2003;

RENEWING THE GOLF LICENSE AGRMT. WITH PGA PROFESSIONAL JOHN O. CRAW AT HOLMES GOLF COURSE FOR A 3-YR. PERIOD EXPIRING MAY 1, 2003 - Steve Hiller, Parks & Recreation Dept.: I represent the Parks and Recreation Dept. and I'm

REGULAR MEETING

MAR. 20, 2000

PAGE 694

available to answer any questions you may have regarding these three renewals.

Cindy Johnson, Council Member: What's different about this contract than the last one?

Mr. Hiller: The difference in this particular contract with the professionals is that the City is taking over the motorized cart rental or operation at each of the City golf courses. In the past that's been the responsibility of each of the golf professionals that they've had the cart revenue from each of the golf courses.

Ms. Johnson: How much dollars does that come to?

Mr. Hiller: How many dollars will it ...? Well, we are looking at a split of 25-75. Generally the golf professionals have been averaging approximately \$130,000 a year in revenue from the golf carts. And, we hope to maintain that, in maybe some cases improve that revenue for the City and we will share 25% of that back to the golf professional.

Jerry Shoecraft, Council Member: So this would generate about what I heard about \$300,000 a year in new revenue is that ...?

Mr. Hiller: In new revenue? For all courses yes we hope to. Yes.

Mr. Shoecraft: What about the pro contract for Pioneers Golf Course?

Mr. Hiller: That is currently open. We had that posted, have received to this point 12 resumes' for that particular position.

Mr. Shoecraft: Why's that open? I thought, Mr. Hardy's is only going to be the Junior now?

Mr. Hiller: Yes he is and he's also assuming some responsibilities as a golf administrator for the department as well. That's involved with his contract at the Ager Junior Course.

Mr. Shoecraft: So then, OK, so as you stated then the Pioneers position is open.

Mr. Hiller: That's correct. It is. And to date we, as I said ...

Mr. Shoecraft: Has a mutual negotiation occurred?

Mr. Hiller: Yes it is. Uh-huh.

Ms. Johnson: I guess, I'll be honest with you I'm just a little confused because I know that's one area that the Pro's did not want to give up and now all of a sudden everybody's happy and they're willing to give it up?

Mr. Hiller: They have a signed contract. They've signed the contract, yes.

Jon Camp, Council Member: What's the difference between the arrangement previously or the current one that's proposed?

Mr. Hiller: As I said earlier, in the past contract the golf professionals had the entire operation of the club house, that included the rental of the golf car, the driving range, the food and beverage, pro shop, lessons if they were in to giving lessons. The major change for the new contract with the professionals is that the City is taking over the leasing of the golf car and we are returning a percentage of that revenue to the golf professionals. In the past under the old system, under the old contract, each of the golf professionals were paying a monthly lease to the City. That figure was approximately \$1800 to \$1900 a month that they were paying back to the City to do business or to operate in the club house. And, so it's changing now where the City will own and operate or lease the cars, the motorized golf cars, will receive all the revenue and in return pay back to the golf professional 25% of that gross revenue. The other major changes on the driving range, in the past the golf professionals received all the proceeds from the driving range, hitting balls, people buying buckets of balls and so forth. The City now will receive, retain or receive back from the golf professionals a small percentage of that. The first year is 10%. Year two is 12.5 and year three is 15%. They still retain all other aspects of the club house operation, the food and beverage, lessons, soft goods, and equipment that they sell out of the club house.

Mr. Camp: And I'm just asking informational questions here. On the golf car, essentially under this contract they're giving or the City is giving up the 1800 to 2000 a month rental payments in exchange for getting the golf cart and then the Pro's will get 25% gross of that, but the City

is responsible for all maintenance of that, equipment, staffing of that.

Mr. Hiller: Leasing that equipment, yes, we'll be leasing carts and that should come before you, I would hope, within the next couple of weeks in terms of a four year lease on 225 golf cars.

Mr. Camp: Is the City going to be able to make any money on that or ...?

Mr. Hiller: Yes we will. Yes we will. By leasing in such a large quantity we were able to achieve a much more reasonable rental or lease payment on that number of cars then each of the golf professionals were able to do individually to the tune of about half of what they were paying.

Mr. Camp: Does the lease include maintenance or are we still ...?

Mr. Hiller: Yes it does, four year warranty, all the maintenance, other than incidentals you know putting air in the tires, filling them with gas, and that sort of thing. In terms of major maintenance that's all the responsibility of the lessor.

Mr. Shoecraft: I'm just going to say for the record, I know we went through some restructuring of the golf pro contracts and the reasons behind it we can debate every day, people have different opinions ...

Mr. Hiller: Yes they do.

Mr. Shoecraft: on the way that the City went about restructuring the golf pro contracts, but now my concern is that, I'm happy that Mr. Hardy is at least going to be at the Junior and be involved to some degree, you know, with the administrative part of it of the program, but when you lose good golf pros on our courses, now we've lost two, it affects the quality of service you receive, you know, and I think when service has gone downhill then it affects the amount of people who come to play on our public courses which is going to our, other private courses. And, so I'm going to be monitoring to see what affect it has, but I'm not happy now that we've lost two excellent golf pros at our public courses, you know, and I hope that service, because it was excellent quality services at those courses. I just hope that whoever we fill in these positions that the service either exceeds or maintains what we've had because I think with poor service you're going to get more people flooding to the private courses and then our programs even hurt even more and I expressed my concerns last year when we went through the changes and the rates and we did some adjustments this season. And, I know revenue despite rounds being down, but I think now once we go around the full season we'll see what those numbers truly are, what impact it's going to have on the golf program, but my dismay is, again, that we lost two excellent Pro's on our courses so I hope service doesn't go down.

Mr. Hiller: Just for clarification we haven't lost two, Dale is still with the program. Dale will have a presence at all five golf courses now instead of just his duties previously at Pioneers and Ager. We did lose Mark Kruse. Mark Kruse is still within the City. We've received 12 resumes' for the Pioneers position from the state of Minnesota, from Iowa, from Missouri, from Kansas, from Colorado and several people from within the state of Nebraska. I'm very confident that the person that we select, and Dale will be part of that selection committee to fill the position at Pioneers and, that the person that we select will be as good, if not better than the Pro's that we've had in the past. And, besides he's still within the program and we'll rely on his expertise that's why, basically, we've elevated him to this administrative position for that expertise and assistance.

Ms. Johnson: So, technically Dale is going to be paid partly through the City tax dollars?

Mr. Hiller: No he's not.

Ms. Johnson: So all of his revenue is just going to come from Ager.

Mr. Hiller: From golf, golf dollars.

Ms. Johnson: Yet we're going to utilize him in the City without giving him any salary to that?

Mr. Hiller: No, he'll be compensated through the golf program, not through tax dollars, but through the golf program for his ...

Ms. Johnson: That he promotes in the golf program.

Mr. Hiller: Yes. Uh-huh.

REGULAR MEETING

MAR. 20, 2000

PAGE 696

Ms. Johnson: I keep being told that Ager loses money.

Mr. Hiller: The Ager golf, it does lose money in terms what it costs us to operate the course and the amount of money that goes through the cash register at the Ager golf course. His expanded duties, though, are going to be funded through the remaining portion of the golf operation.

Ms. Johnson: Program. Ok, so by his administrative skills within all the other programs the golfers that you're receiving is going to go to his salary?

Mr. Hiller: Exactly, That's correct.

Ms. Johnson: OK.

Mr. Hiller: From the other courses yes. And, a lot of that, again, we, as we talked about with the additional revenue that we're projecting from the golf cars will be utilized for those duties.

Annette McRoy, Council Member: I just want a clarification on the golf license agreement page one. The last sentence on underneath services about that the Golf Administrator shall have the ability to obtain from the State of Nebraska a liquor license for any and all the above locations as part of this agreement. Could you just clarify it a little bit because currently do we have beer at some club houses?

Mr. Shoecraft: All of them.

Mr. Hiller: All with the exception of Ager. We do not have a liquor license for the Ager Course nor do we intend to get a liquor license for the Ager Golf Course. We're doing this, Annette, in the event, for example at Pioneers right now the timing of selecting a new person for that position if we have a gap Dale will still need to retain his liquor license so that we can provide beer at the golf course. And, if in the event that we would lose any of our other Golf Professionals for whatever reason we would have the ability to utilize his license to go into that golf course and still maintain the day to day operation and that's why we're structuring his new contract in that manner so that we have a backup plan already in place if need be.

Mr. Shoecraft: Since you're on the hot seat here, no, you know just something has the Administration, the Park Administration etc. would want to address one day so we get it resolved where they're going to allow beer on the golf courses per se, because, you know, I've said in the past until you can request beer sales in Pioneers Park for entertainment purposes it would be the bigger issue addresses as whether there should be beer sales on the courses and a lot of people feel that generate, could generate a lot of revenue, but someday that issue has to be addressed yes or no so that we can move on. Is there any plans or intentions for the Park Administration, anybody to address that big issue just to get it resolved whether we sit up here agree or disagree on that is that issue going to be dealt with?

Mr. Hiller: I truly hope so, Jerry, at some point we need to address that as a City. I think we are probably, if not the only municipal courses within the City, the only golf courses within the State of Nebraska that do not allow beer outside the club house. Surprisingly, the surveys that we've, information we've received back from our customers, our customer surveys, surprisingly it's not overwhelmingly, people aren't overwhelmingly in favor of having beer on the course. I think at some point, like you say, we either need to bring it before your body and have you say yea or nay or forget it completely. I don't know that we have a scheduled time to bring it back in front of the Golf Committee or Advisory Board and then to the City Council. I can't tell you that that's going to happen in three months or six months.

Mr. Shoecraft: It's an issue that's discussed every week I golf or I hear it or someone brings, or calls me or something. And, I'm just saying well we either need to address it and say no and then move on because it's always going to be popping up month to month. The Golf Associations asked the question, members of the Association asked the question and I'm just saying we probably need to address it and then move on.

Mr. Hiller: I agree.

Mr. Shoecraft: OK. Thank you.

Dale Hardy, no address given: I'm currently the Golf Professional at Pioneers Golf Course and the Ager Junior Golf Course and of course be moving to Ager Junior Golf Course and Golf Administration. I'm just here if you have any questions. It sounds like most of them have been asked and answered, but if you have any further.

Ms. Johnson: So what do you have planned as administrator?

Mr. Hardy: Well, Jerry brought up a customer service and that's going to be one of my focuses, but you know there's some things lacking and it did come out in the audit like the cash register program and items like that. I'm going to address those initially and so if we do go through another audit it will just be cut and dried and very easily for somebody to look at and see all the information there. So ...

Ms. Johnson: Are you looking forward to it?

Mr. Hardy: Yes I am very much so. Yes.

Mr. Shoecraft: First of all I'm happy to see you and secondly I'm very interested and supportive of the First Tee Program. Are we going to get something like that here in Lincoln? I keep hearing rumors about it.

Mr. Hardy: It's a, right now I think there's some issues with the contract of the contract that the City will sign with the First Tee. I think, they've come into Lincoln and we already have a program set up and going and that's unusual for them to see and they're very interested in how we've done it and how we're going to do it, but so there's some things in their contract that need to be changed and restructured. But, yeah it's going to happen and it should happen soon. We're also doing some Sticks for Kids, apparently I'll be chairing that committee also and I'm very excited about that.

Mr. Shoecraft: That's a program that we as a City is going to have to understand that we're going to have to subsidize to some degree, if I'm understanding it correctly, in light of the fact that the Ager Course does not necessarily generate a bunch of revenue, but it's an excellent program there. And, the First Tee integrate the First Tee into that course I feel that we or golfers or City needs to step up to the plate and help subsidize that program for kids or anybody who wants to go out there and swing a golf course and be like me some day. So, you know, not me, me and Tiger you know, but I hope that program succeeds.

Mr. Hardy: Yes, I do too and I'm sure it will. Just briefly the Sticks for Kids is another program similar to that that reaches out for, you know, some young kids that probably we would never see down there, so I'm excited about that also.

This matter was taken under advisement.

AUTHORIZING NADER SEPAHUR DBA YIA YIA'S TO OCCUPY A PORTION OF THE PUBLIC RIGHT-OF-WAY AT 1423 "O" ST. FOR USE AS A SIDEWALK CAFÉ - Nader Sepahur, no address given: Good afternoon I'm Nader Sepahur for Yia Yia's. This sidewalk is already existing, the café is already existing.

This matter was taken under advisement.

AUTHORIZING ~~CONCORD HOSPITALITY~~ CONCORD NEIGHBORHOOD, INC. DBA APPLEBEE'S TO OCCUPY A PORTION OF THE PUBLIC RIGHT-OF-WAY AT 1133 "Q" ST. FOR USE AS A SIDEWALK CAFÉ - Tim O'Neill, 800 Lincoln Square, 121 S. 13th St.: I would ask that there be a slight amendment to this application. The actual operator will be Concord Neighborhood Corporation which is a subsidiary of Concord Hospitality. The record owner on the application is correct. It will, hopefully, Concord Hospitality, but the actual operator is it's subsidiary. And, so the applicant should be Concord Neighborhood Corp. I would ask that amendment.

Jonathan Cook, Council Member: Looking at Exhibit B where it shows, I guess, where the fence is going to go around the table area there's 5' left between that fence and the curb line, what'd I just say, 6' left, 6'1/2".

Mr. O'Neill: That's correct.

Mr. Cook: Is there any concern that given the incredibly high pedestrian traffic in the area that 6' might not be enough. I mean 6' might be elsewhere, but this is the Lied Center nearby and ...

Mr. O'Neill: I think you're right, there is a concern. We made it

REGULAR MEETING

MAR. 20, 2000

PAGE 698

as small as we could possibly do it. I mean this area's so narrow that that's the whole problem to make this work for any sort of business. As you know we had to vacate the right-of-way and park just to get the building in there and it's an incredibly expensive building compared to the other Applebee buildings that are in the City just because it's, there's no pattern. And, we are concerned, but I think we've looked at other sidewalk cafes around the City where there is also high traffic areas and some are slightly less, some around that area and it works. There are going to be times where it's going to slow up, but we don't think it's going to be a problem.

Mr. Cook: Now, there's parking meters along the curb because there's parking along the street there isn't there? I guess if that ever became, well we wouldn't want to lose any parking spots, I shouldn't say such a thing, but it is always possible that the sidewalk could be widened or changed or landscaped differently to allow a little bit more space if it became a critical issue.

Mr. O'Neill: It could. I hope it doesn't because we're obligated under the redevelopment agreement to put over \$17,000 worth of landscaping out there so I don't hope we don't spend all that money on behalf of the City on their property and pull it out, but we're doing everything we can in coordinating with the City to make it sure look as pleasant as possible and yet try to ease the traffic burdens where we can, but I think when it's all said and done it's going to look a lot better than it does now. It'll look really nice.

Mr. Cook: I'm sure and I appreciate the investment and we certainly don't want to take away the parking either. So, it's just one of those things, I just hate being with a group and having to walk around parking meters too much so I hope that won't be too big a problem.

Mr. O'Neill: Anything we can to minimize it we're going to do and we've taken out some tables. The initial plans had bigger tables in there and we've made the tables smaller and you know you hate to lose seating as you probably know from hopefully eating at Applebee's seatings a premium, so that cost my client money to reduce that, but you still have to have people get to the building also so it's kind of a catch 22.

Mr. Cook: Thank you.

City Clerk: At this time I'd hear a motion to amend that from Concord Hospitality to Concord Neighborhood Corp.

Mr. Camp: So moved.

Seconded by Johnson & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng; NAYS: None; ABSENT: Shoecraft.

This matter was taken under advisement.

APPROVING A CONSERVATION EASEMENT AGRMT. BETWEEN THE CITY & HIGH POINTE INC. TO PROTECT THE EXISTING WETLANDS IN AN AREA GENERALLY LOCATED AT N. 27TH ST. & WILD CAT DR. - Rob Ott, 201 N. 8th St., Suite 300: I'm the attorney representing the applicant. I think that all the issues revolving around the conservation easement have been taken care of. I know Nicole is here. I'm just happy to answer any questions that you might have. This is property, just so you're familiar with it, on north 27th St. right by I-80, OK.

Jeff Fortenberry, Council Member: You recall when we had annexed and rezoned the area we had quite a bit of discussion about development around it and fear that this could be subdivided. Obviously we've set aside, and I appreciate the effort here, a big portion of it. Is it the entire portion of the wetlands or some ...?

Nicole Fleck-Toove, Planning Dept.: It's the whole area that delineates these wetlands, yes.

Mr. Fortenberry: Thank you.

Ms. Fleck-Toove: You're welcome.

This matter was taken under advisement.

ORDINANCES - 3RD READING

APPROVING THE TRANSFER OF APPROPRIATIONS IN THE AMOUNT OF \$5,300,000 WITHIN THE

WASTEWATER CONSTRUCTION FUND FROM CAPITAL IMPROVEMENT PROJECTS THERESA STREET PLANT TREATMENT EXPANSION & NORTHEAST TREATMENT PLANT EXPANSION TO SALT VALLEY RELIEF SEWER IMPROVEMENTS TO COMPLETE THE SALT VALLEY RELIEF SEWER IMPROVEMENTS PROJECT AS ONE TOTAL PROJECT - CLERK read a substitute ordinance, introduced by Jon Camp, approving the transfer of appropriations between certain capital improvement projects within the Wastewater Construction Fund, the third time.

CAMP Moved to pass ordinance as amended.

Seconded by Johnson & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

The ordinance, being numbered **#17639**, is recorded in Ordinance Book 24, Page

AMENDING CHAPTER 12.08 OF THE LMC TO PROVIDE THAT THE DIRECTOR OF PARKS & RECREATION MAY AUTHORIZE A TEMPORARY EXTENSION OF PARK HOURS; ALLOWING THE OPERATION OF VEHICLES DURING PUBLIC GATHERINGS IN PARKS; TO PROVIDE THAT THE DIRECTOR OF PARKS & RECREATION MAY AUTHORIZE COMMERCIAL ACTIVITY WITHIN A PARK; TO GRANT A LICENSE FOR THE USE OF PINEWOOD BOWL OR ANY ATHLETIC FIELD, SWIMMING POOL OR SIMILAR RECREATIONAL FACILITY; AMENDING THE INSURANCE AMOUNT REQUIREMENTS FOR SUCH LICENSES; & TO PROVIDE THAT THE DIRECTOR OF PARKS & RECREATION MAY GRANT CONCESSIONS UPON PARK PROPERTY - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 12.08 of the LMC relating to Parks General Rules & Regulations by amending Sec. 12.08.070 to provide that the Director of Parks & Recreation rather than the Mayor may authorize a temporary extension of the hours during which a park shall be open to the public; repealing Sec. 12.08.150 which prohibits the operation of vehicles during public gatherings in parks; amending Sec. 12.08.230 to provide that the Director of Parks & Recreation, in addition to the Mayor & City Council, may authorize commercial activity within any park or on the roadways therein; amending Sec. 12.08.310 to provide that the Director of Parks & Recreation rather than the Mayor may grant a license for the use of Pinewood Bowl, or any athletic field, municipal swimming pool, or similar recreational facility, & increasing City liability coverage to \$1,000,000; amending Sec. 12.08.320 to provide that the Director of Parks & Recreation rather than the Mayor is authorized to grant concessions upon park property; & repealing Sections 12.08.070, 12.08.230, 12.08.310 & 12.08.320 of the LMC as hitherto existing, the third time.

COOK Moved to pass ordinance as read.

Seconded by Johnson & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

The ordinance, being numbered **#17640**, is recorded in Ordinance Book 24, Page

#### PRELIMINARY PLAT

ACCEPTING & APPROVING THE PRE. PLAT OF MEINTS ADD. INCLUDING A WAIVER OF THE REQUIREMENT THAT THE CENTERLINE GRADE OF STREETS WITHIN THE FLOODPLAIN BE NOT MORE THAN 1 FT. BELOW THE 50 YR. FREQUENCY FLOOD ELEVATION, ON PROPERTY GENERALLY LOCATED AT 23RD & CORNHUSKER HWY. - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80075 WHEREAS, Virgil Meints has submitted the preliminary plat of **Meints Addition** for acceptance and approval; and

WHEREAS, the Lincoln City - Lancaster County Planning Commission has reviewed said preliminary plat and made recommendations as contained in the letter dated May 6, 1999, which is attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the preliminary plat of **Meints Addition**, located at 23rd and Cornhusker Highway as submitted by is Virgil Meints is hereby accepted and approved, subject to the terms and conditions set forth in Exhibit "A", which is attached hereto and made a part of this resolution as though fully set forth verbatim.

BE IT FURTHER RESOLVED that the City Council finds that the tract to be subdivided is surrounded by such development or unusual conditions that strict application of the subdivision requirements would result in actual

**REGULAR MEETING**

**MAR. 20, 2000**

**PAGE 700**

difficulties or substantial hardship and the following modifications to the subdivision requirements are therefore approved:

The requirement of § 26.23.181(c) of the Lincoln Municipal Code which requires that the centerline grade of streets located within the floodplain shall not be more than one foot below the fifty year frequency flood elevation is hereby waived.

Introduced by Cindy Johnson

Seconded by Shoecraft & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

**REPORTS TO CITY OFFICERS**

CLERK'S LETTER & MAYOR'S APPROVAL OF ORDINANCES & RESOLUTIONS PASSED ON MAR. 6 2000 - CLERK presented said report which was placed on file in the Office of the City Clerk.

INVESTMENT OF FUNDS - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80084 BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Lincoln, Nebraska:

That the attached list of investments be confirmed & approved, & the City Treasurer is hereby directed to hold said investments until maturity unless otherwise directed by the City Council. (Investments beginning 03/10/00)

Introduced by Cindy Johnson

Seconded by Camp & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

REPORT FROM CITY TREASURER OF CASH ON HAND AT THE CLOSE OF BUSINESS ON FEB. 29, 2000 - CLERK presented said report which was placed on file in the Office of the City Clerk.

REPORTS FROM CITY TREASURER OF TELECOMM. OCC. TAX DUE FOR THE MONTH OF JAN., 2000: - McLeodUSA, Operator Comm., Trans Nat'l Comm., Int'l., Primus, Viatel Services, Cincinnati Bell, Int'l Exchange, Atlas Comm., One Call Comm., Western Union Comm. - CLERK presented said report which was placed on file in the Office of the City Clerk. (20)

REPORT FROM CITY TREASURER OF TELECOMM. OCC. TAX NAME CHANGE FROM DESTIA COMM. SERVICES TO VIATEL SERVICES INC. - CLERK presented said report which was placed on file in the Office of the City Clerk.

**OTHER RESOLUTIONS**

RENEWING THE GOLF LICENSE AGRMT. WITH PGA PROFESSIONAL DALE HARDY AT AGER JUNIOR GOLF COURSE FOR A 2-YR. PERIOD EXPIRING 12/1/02 - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80076 WHEREAS, the City has previously entered into a license agreement with PGA Professional Dale Hardy under which he has been granted the privilege of operating certain business concessions and rendering professional golf services at James Ager Memorial Junior Golf Course and Clubhouse for a three year period ending April 30, 2000; and

WHEREAS, the City and Dale Hardy are agreeable to renewing said license for the additional period of May 1, 2000 through and including November 30, 2002 and to serve as Golf Administrator.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the license agreement, which is attached hereto, marked as Attachment "A" and made a part hereof by reference, under which the City renews Dale Hardy's privilege of operating certain business concessions and rendering professional golf services at James Ager Memorial Junior Golf Course and Clubhouse and to serve as Golf Administrator for the period of May 1, 2000 through November 30, 2002, upon the terms and



conditions as set forth in said license agreement is hereby approved and the Mayor is authorized to execute the same on behalf of the City.

The City Clerk is directed to return three fully executed license agreements to the Director of Parks and Recreation, two for his files and one to be transmitted to Dale Hardy.

Introduced by Cindy Johnson

Seconded by Camp & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

RENEWING THE GOLF LICENSE AGRMT. WITH PGA PROFESSIONAL DAN WILLIAMS AT HIGHLANDS GOLF COURSE FOR A 3-YR. PERIOD EXPIRING MAY 1, 2003 - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80077 WHEREAS, the City has previously entered into a license agreement with PGA Professional Dan Williams under which he has been granted the privilege of operating certain business concessions and rendering professional golf services at Highlands Golf Course for a three year period ending April 30, 2000; and

WHEREAS, the City and Dan Williams are agreeable to renewing said license for the additional three year period of May 1, 2000 through and including April 30, 2003.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the license agreement, which is attached hereto, marked as Attachment "A" and made a part hereof by reference, under which the City renews Dan Williams' privilege of operating certain business concessions and rendering professional golf services at Highlands Golf Course for the three year period of May 1, 2000 through April 30, 2003, upon the terms and conditions as set forth in said license agreement is hereby approved and the Mayor is authorized to execute the same on behalf of the City.

The City Clerk is directed to return three fully executed license agreements to the Director of Parks and Recreation, two for his files and one to be transmitted to Dan Williams.

Introduced by Cindy Johnson

Seconded by Camp & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

RENEWING THE GOLF LICENSE AGRMT. WITH PGA PROFESSIONAL JOHN O. CRAW AT HOLMES GOLF COURSE FOR A 3-YR. PERIOD EXPIRING MAY 1, 2003 - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80078 WHEREAS, the City has previously entered into a license agreement with PGA Professional John O. Craw under which he has been granted the privilege of operating certain business concessions and rendering professional golf services at Holmes Golf Course for a three year period ending April 30, 2000; and

WHEREAS, the City and John O. Craw are agreeable to renewing said license for the additional three year period of May 1, 2000 through and including April 30, 2003.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the license agreement, which is attached hereto, marked as Attachment "A" and made a part hereof by reference, under which the City renews John O. Craw's privilege of operating certain business concessions and rendering professional golf services at Holmes Golf Course for the three year period of May 1, 2000 through April 30, 2003, upon the terms and conditions as set forth in said license agreement is hereby approved and the Mayor is authorized to execute the same on behalf of the City.

The City Clerk is directed to return three fully executed license agreements to the Director of Parks and Recreation, two for his files and one to be transmitted to John O. Craw.

Introduced by Cindy Johnson

Seconded by Camp & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

REGULAR MEETING

MAR. 20, 2000

PAGE 702

AUTHORIZING NADER SEPAHUR DBA YIA YIA'S TO OCCUPY A PORTION OF THE PUBLIC RIGHT-OF-WAY AT 1423 "O" ST. FOR USE AS A SIDEWALK CAFÉ - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80079 WHEREAS, Nader Sepahur dba "Yia Yia's" has submitted an application for a Sidewalk Café Permit to use a portion of the public right-of-way of "O" Street adjacent to 1423 "O" Street as a sidewalk café; and

WHEREAS, the applicant is willing to comply with all of the provisions of Chapter 14.50 of the Lincoln Municipal Code pertaining to such use; and

WHEREAS, the application has been reviewed by the Planning Department, the Public Works and Utilities Department, and the Urban Design Committee, each of which has submitted a report in conformance with § 14.50.050 of the Lincoln Municipal Code.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the application of Nader Sepahur dba "Yia Yia's", hereinafter referred to as "Permittee", to operate a sidewalk café in a portion of the public right-of-way of "O" Street adjacent to 1423 "O" Street is hereby approved conditioned upon such use conforming to the application which is attached hereto as Exhibit "A", the site plan which is attached hereto as Exhibit "B", the provisions of Chapter 14.50 of the Lincoln Municipal Code and the following express terms, conditions, and requirements:

1. This permit authorizes a maximum seating capacity of 20 within the permit area as shown on the site plan.

2. Permittee shall maintain a clear, unobstructed passageway entirely across the frontage of the property occupied by the Permittee parallel to the line of the street and generally in the line of pedestrian traffic as shown on the site plan.

3. The permit area shall be separated from the pedestrian passageway with a fence or other rigid barrier having a minimum height of 36" but not greater than 60" except for necessary pedestrian ingress and egress as shown in the application.

4. The space to be occupied by this use shall only be used for the activity or activities specified on the permit and in accordance with all applicable regulations.

5. Such use is temporary and the Permittee by the granting of this permit, acquire no right, title, or interest in the space permitted to be used.

6. The City Council may require such space to be vacated, restored to its prior condition upon demand, and its use discontinued, with no recourse against the City for any loss or damage occasioned thereby. If any such space is not vacated and restored to its prior condition and such use not discontinued by the time specified, the City may remove from such space any property left thereon at the risk and expense of the Permittee and restore such space to its prior condition at the expense of the Permittee.

7. The Permittee shall promptly remove any litter deposited on or in the vicinity of the space used by the Permittee resulting from the activity or activities conducted by the Permittee.

8. The Permittee shall at all times conduct their use of the space in an orderly fashion and in such a manner as to protect the public health and safety.

9. Such space shall be used for business purposes by Permittee only between the hours of 11:00 a.m. to 1:00 a.m. Monday through Sunday.

10. The Permittee shall comply with all health and sanitation regulations.

11. The permit issued pursuant to this section is a personal privilege and may not be transferred or alienated voluntarily or involuntarily.

12. Where exigent circumstances exist and a police officer or other authorized officer or employee of the City gives notice to Permittee to temporarily move from a location, Permittee shall comply with the notice. Exigent circumstances shall include, but not be limited to, unusually heavy pedestrian vehicular traffic, existence of any obstructions in the public space at or near such location, an accident,

fire, or other emergency situation at or near such location, or parade, demonstration, or other such event or occurrence at or near such location.

13. Permittee shall not sound or permit the sounding of any signal from any stationery bell, chime, siren, whistle, or device for non-emergency purposes or use or operate any loud speaker, public address system, radio, sound amplifier, or similar device which may be heard beyond 50 feet from its source.

14. No advertising shall be permitted on or in the sidewalk café except to identify the product or vendor and shall in all respects comply with the provisions of Titles 22 and 27 of the Lincoln Municipal Code regulating signage.

15. Any umbrella, canopy, or similar device within the permit area shall be no more than 6½ feet above ground level.

16. The sidewalk café shall be located only in the exact location described in the approved application, and the approved furnishings may not be modified or substituted.

17. The Permittee shall at all times maintain public liability insurance in the form of a commercial or comprehensive general liability policy, or an acceptable substitute policy form as permitted by the City Attorney, with a minimum combined single limit of \$500,000 aggregate for any one occurrence, and shall at all times keep on file with the City Clerk a current certificate of insurance signed by a qualified agent of an insurance company licensed to do business in the State of Nebraska evidencing the existence of valid and effective policies of insurance naming the City as an additional insured for the coverage required above, the limits of each policy, the policy number, the name of the insurer, the effective date and expiration date of each policy, the deductibles or self-insurance retainers of each policy, and a copy of an endorsement placed on each policy requiring 30 days notice by mail to the City Clerk before the insurer may cancel the policy for any reason, and upon request of the City Clerk or the City Attorney, a copy of any endorsements placed on such policies or the declarations page of such policies. Any termination or elapse of such insurance shall automatically revoke this permit.

18. This permit shall expire on the 31st day of May following its issuance, but renewal of the permit may be made for one-year periods by application to the City Clerk and payment of the annual permit fee as set forth in Chapter 14.50 and the payment of the rental for the use or occupation of the space computed as follows: \$.25 per annum for each square foot of the permit area (229.5 square feet) for an annual rental of \$57.38; provided, however, said rental may be increased for future years by action of the City Council.

19. That within thirty (30) days from the adoption of this resolution, and before commencing any construction under the provisions hereof, the above-named applicant shall execute the letter of acceptance attached hereto and marked as Exhibit "C". Failure to do so will be considered a rejection hereof and all privileges and authorities hereunder granted shall thereupon ipso facto terminate.

Introduced by Cindy Johnson

Seconded by Shoecraft & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

AUTHORIZING ~~CONCORD HOSPITALITY~~ CONCORD NEIGHBORHOOD CORP. DBA APPLEBEE'S TO OCCUPY A PORTION OF THE PUBLIC RIGHT-OF-WAY AT 1133 "Q" ST. FOR USE AS A SIDEWALK CAFÉ - PRIOR to reading:

JOHNSON Moved to amend Concord Hospitality to read as Concord Neighborhood Corp.

Seconded by Camp & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng; NAYS: None; ABSENT: Shoecraft.

CLERK Read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80080 WHEREAS, Concord Hospitality dba "Applebee's" has submitted an application for a Sidewalk Café Permit to use a portion of the public right-of-way of "Q" Street adjacent to 1133 "Q" Street as a sidewalk café; and

REGULAR MEETING

MAR. 20, 2000

PAGE 704

WHEREAS, the applicant is willing to comply with all of the provisions of Chapter 14.50 of the Lincoln Municipal Code pertaining to such use; and

WHEREAS, the application has been reviewed by the Planning Department, the Public Works and Utilities Department, and the Urban Design Committee, each of which has submitted a report in conformance with § 14.50.050 of the Lincoln Municipal Code.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the application of Concord Hospitality dba "Applebee's", hereinafter referred to as "Permittee", to operate a sidewalk café in a portion of the public right-of-way of "Q" Street adjacent to 1423 "O" Street is hereby approved conditioned upon such use conforming to the application which is attached hereto as Exhibit "A", the site plan which is attached hereto as Exhibit "B", the provisions of Chapter 14.50 of the Lincoln Municipal Code and the following express terms, conditions, and requirements:

1. This permit authorizes a maximum seating capacity of 19 within the permit area as shown on the site plan.

2. Permittee shall maintain a clear, unobstructed passageway entirely across the frontage of the property occupied by the Permittee parallel to the line of the street and generally in the line of pedestrian traffic as shown on the site plan.

3. The permit area shall be separated from the pedestrian passageway with a fence or other rigid barrier having a minimum height of 36" but not greater than 60" except for necessary pedestrian ingress and egress as shown in the application.

4. The space to be occupied by this use shall only be used for the activity or activities specified on the permit and in accordance with all applicable regulations.

5. Such use is temporary and the Permittee by the granting of this permit, acquire no right, title, or interest in the space permitted to be used.

6. The City Council may require such space to be vacated, restored to its prior condition upon demand, and its use discontinued, with no recourse against the City for any loss or damage occasioned thereby. If any such space is not vacated and restored to its prior condition and such use not discontinued by the time specified, the City may remove from such space any property left thereon at the risk and expense of the Permittee and restore such space to its prior condition at the expense of the Permittee.

7. The Permittee shall promptly remove any litter deposited on or in the vicinity of the space used by the Permittee resulting from the activity or activities conducted by the Permittee.

8. The Permittee shall at all times conduct their use of the space in an orderly fashion and in such a manner as to protect the public health and safety.

9. Such space shall be used for business purposes by Permittee only between the hours of 11:00 a.m. to 1:00 a.m. Monday through Sunday.

10. The Permittee shall comply with all health and sanitation regulations.

11. The permit issued pursuant to this section is a personal privilege and may not be transferred or alienated voluntarily or involuntarily.

12. Where exigent circumstances exist and a police officer or other authorized officer or employee of the City gives notice to Permittee to temporarily move from a location, Permittee shall comply with the notice. Exigent circumstances shall include, but not be limited to, unusually heavy pedestrian vehicular traffic, existence of any obstructions in the public space at or near such location, an accident, fire, or other emergency situation at or near such location, or parade, demonstration, or other such event or occurrence at or near such location.

13. Permittee shall not sound or permit the sounding of any signal from any stationery bell, chime, siren, whistle, or device for non-emergency purposes or use or operate any loud speaker, public address

system, radio, sound amplifier, or similar device which may be heard beyond 50 feet from its source.

14. No advertising shall be permitted on or in the sidewalk café except to identify the product or vendor and shall in all respects comply with the provisions of Titles 22 and 27 of the Lincoln Municipal Code regulating signage.

15. Any umbrella, canopy, or similar device within the permit area shall be no more than 6½ feet above ground level.

16. The sidewalk café shall be located only in the exact location described in the approved application, and the approved furnishings may not be modified or substituted.

17. The Permittee shall at all times maintain public liability insurance in the form of a commercial or comprehensive general liability policy, or an acceptable substitute policy form as permitted by the City Attorney, with a minimum combined single limit of \$500,000 aggregate for any one occurrence, and shall at all times keep on file with the City Clerk a current certificate of insurance signed by a qualified agent of an insurance company licensed to do business in the State of Nebraska evidencing the existence of valid and effective policies of insurance naming the City as an additional insured for the coverage required above, the limits of each policy, the policy number, the name of the insurer, the effective date and expiration date of each policy, the deductibles or self-insurance retainers of each policy, and a copy of an endorsement placed on each policy requiring 30 days notice by mail to the City Clerk before the insurer may cancel the policy for any reason, and upon request of the City Clerk or the City Attorney, a copy of any endorsements placed on such policies or the declarations page of such policies. Any termination or elapse of such insurance shall automatically revoke this permit.

18. This permit shall expire on the 31st day of May following its issuance, but renewal of the permit may be made for one-year periods by application to the City Clerk and payment of the annual permit fee as set forth in Chapter 14.50 and the payment of the rental for the use or occupation of the space computed as follows: \$.25 per annum for each square foot of the permit area (268 square feet) for an annual rental of \$67; provided, however, said rental may be increased for future years by action of the City Council.

19. That within thirty (30) days from the adoption of this resolution, and before commencing any construction under the provisions hereof, the above-named applicant shall execute the letter of acceptance attached hereto and marked as Exhibit "C". Failure to do so will be considered a rejection hereof and all privileges and authorities hereunder granted shall thereupon ipso facto terminate.

Introduced by Cindy Johnson

Seconded by Shoecraft & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

APPOINTING MARY BECK & PAMELA CARMICHAEL TO THE LINCOLN-LANCASTER WOMEN'S COMMISSION FOR TERMS EXPIRING 1/01/2001 & 1/01/2003 RESPECTIVELY - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80081 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the appointment of Mary Beck and Pamela Carmichael to the Lincoln-Lancaster Women's Commission for three-year terms expiring January 1, 2001 and January 1, 2003, respectively, is hereby approved.

Introduced by Cindy Johnson

Seconded by Cook & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

REAPPOINTING GAIL ANDERSON TO THE LINCOLN-LANCASTER WOMEN'S COMMISSION FOR A TERM EXPIRING 3/01/2003 - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80082 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the reappointment of Gail Anderson to the Lincoln-Lancaster

**REGULAR MEETING**

**MAR. 20, 2000**

**PAGE 706**

Women's Commission for a three-year term expiring March 1, 2003 is hereby approved.

Introduced by Cindy Johnson

Seconded by Cook & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

APPROVING A CONSERVATION EASEMENT AGRMT. BETWEEN THE CITY & HIGH POINTE INC. TO PROTECT THE EXISTING WETLANDS IN AN AREA GENERALLY LOCATED AT N. 27TH ST. & WILD CAT DR. - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption:

A-80083 WHEREAS, High Pointe, Inc., a Nebraska corporation, has offered to grant a conservation easement over an area generally located at North 27th Street and Wild Cat Drive to protect the existing wetlands; and

WHEREAS, acquisition of this conservation easement by the City would further the goals of the Comprehensive Plan relating to wetlands.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That, on behalf of the City of Lincoln, Nebraska, the offer of a conservation easement by High Pointe, Inc. over a tract of land as legally described in the Conservation Easement Agreement, attached hereto and marked as Attachment "A", is hereby accepted and approved.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the Conservation Easement Agreement on behalf of the City of Lincoln, Nebraska.

Introduced by Cindy Johnson

Seconded by Cook & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

**ORDINANCES - 1ST & 2ND READING**

CHANGE OF ZONE 3240 - APPLICATION OF VIRGIL EIHUSEN FOR A CHANGE FROM R-3 RESIDENTIAL TO H-3 HWY. COMMERCIAL ON PROPERTY GENERALLY LOCATED AT INTERSTATE 80 WEST OF WHITEHEAD DR. - CLERK read an ordinance, introduced by Cindy Johnson, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

REPEALING SEC. 9.20.090 OF THE LMC RELATING TO DISTURBING THE PEACE BY FOCUSED PICKETING AT RELIGIOUS PREMISES - CLERK read an ordinance, introduced by Cindy Johnson, repealing Section 9.20.090 of the Lincoln Municipal Code relating to disturbing the peace by focused picketing at religious premises, the first time.

ACCEPTING & APPROVING A LEASE AGRMT. BETWEEN THE CITY & B & J PARTNERSHIP, LTD. FOR SPACE AT 2606 PARK BLVD. FOR A 5 YR. TERM EXPIRING JAN. 31, 2005 FOR USE BY THE LINCOLN FIRE DEPT. FOR THE FEMA URBAN SEARCH & RESCUE TASK FORCE PROGRAM - CLERK read an ordinance, introduced by Jeff Fortenberry, accepting & approving a Lease Agrmt. between B & J Partnership, Ltd. and the City of Lincoln for a lease of space at 2606 Park Blvd., Lincoln, Lancaster County, Nebraska for a term commencing Feb. 1, 2000 & continuing until Jan. 31, 2005 for use by the Lincoln Fire Dept. for the FEMA Urban Search & Rescue Task Force Program, the second time.

APPROVING A REDEVELOPMENT AGREEMENT BETWEEN THE CITY, VILLAGE DEVELOPMENT, & DOT, INC. FOR THE DEVELOPMENT OF THE 27TH & VINE ST. AREA - CLERK read an ordinance, introduced by Jeff Fortenberry, accepting & approving the 27th & Vine Streets Redevelopment Agrmt. ("Redevelopment Agrmt.") between the City of Lincoln & Village Development - Vine Street, LLC, & DOT, Inc. (Redeveloper), the second time.

VACATING THE SOUTHERN 5'6" INCHES OF "Q" ST. BETWEEN 11TH & 12TH ST. ADJACENT TO THE PREVIOUSLY VACATED AREA IN LOT 1, QUE PLACE ADD. - CLERK read an ordinance, introduced by Jeff Fortenberry, vacating portions of the

southern 5'6" of "Q" St. generally between 11th St. & 12th St., & retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the second time.

MISCELLANEOUS BUSINESS

PENDING LIST -

CAMP            Moved to extend the Pending List for 1 week.  
                  Seconded by Cook & carried by the following vote:    AYES: Camp, Cook,  
                  Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

UPCOMING RESOLUTIONS

CAMP            Moved to approve the resolutions to have Public Hearing on March 27,  
                  2000.  
                  Seconded by Cook & carried by the following vote:    AYES: Camp, Cook,  
                  Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

ADJOURNMENT

2:12 P.M.

CAMP            Moved to adjourn the City Council Meeting of March 20, 2000.  
                  Seconded by Cook & carried by the following vote:    AYES: Camp, Cook,  
                  Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

So ordered.

\_\_\_\_\_  
Paul A. Malzer, Jr., City Clerk

\_\_\_\_\_  
Judy Roscoe, Office Assistant III

